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THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re-Application of:) Art Unit:

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Appln. No.: 10/049,959) Confirmation No.

Filed: February 19, 2002 Washington, D.C.

For: A PROBE FOR USE IN May 1, 2002

NON-INVASIVE MEASUREMENTS...)

INFORMATION DISCLOSURE STATEMENT [IDS]

Honorable Commissioner of Patents and Trademarks Washington, D.C. 20231

Sir :

This Information Disclosure Statement is submitted in accordance with 37 CFR §§1.97, 1.98, and it is requested that the information set forth in this statement and in the listed documents be considered during the pendency of the above- identified application, and any other application relying on the filing date of the above-identified application or cross- referencing it as a related application.

- 1. This IDS should be considered, in accordance with 37 CFR \$1.97, as it is filed within three months of the filing date of the above-identified national application or within three months of the entry into the national stage of the above-identified international application.
- 2. In accordance with 37 CFR §1.98, this IDS includes a list (e.g., Form PTO/SB/08A) of all patents, publications, or other information submitted for consideration by the office, either incorporated into this IDS or as an

In re Appln. No. /049,959

attachment hereto. A copy of each document listed is attached, except as explained below.

- 3. No explanation of relevance is necessary for documents in the English language (see reply to Comments 67 and 68 in the preamble to the final rules; 1135 OG 13 at 20). However, a concise explanation of relevance is being provided in the form of the attached <u>International Search Report</u>.
- 4. In accordance with 37 CFR §\$1.97(g) and (h), the filing of this IDS should not be construed as a representation that a search has been made or that information cited is, or is considered to be, material to patentability as defined in \$1.56 (b), or that any cited document listed or attached is (or constitutes) prior art. Unless otherwise indicated, the date of publication indicated for an item is taken from the face of the item and Applicant(s) reserves the right to prove that the date of publication is in fact different.

Respectfully submitted,

BROWDY AND NEIMARK

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Substitute for form 1449A/PTO

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

of 1

Complete if Known				
Application Number	10/049,959			
Filing Date	February 19, 2002			
First Named Inventor	llya FINE et al.			
Group Art Unit				
Examiner Name				
Attorney Docket Number	FINE=1			

U.S. PATENT DOCUMENTS						
	Cite No.1	U.S. Patent Number	Kind Code ²	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	AA	5,111,817		CLARKE et al.	05-12-1992	
	AB	5,638,816		KIANI-AZARBAYJANY et al.	06-17-1997	
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	FOREIGN PATENT DOCUMENTS								
			Foreign Patent Nu	mber	Name of Patentee or Applicant	Date of Publication			
Examiner Initials*	Cite No. ¹	Office ³	Number	Kind Code ⁵ (if known)	of Cited Document	of Cited Document MM-DD-YYYY	Where Relevant Passages or Relevant Figures Appear	T ⁶	
	AH	EΡ	0 227 119	A2	NIPPON COLIN CO., LTD.	07-01-1987			
	ΑI	wo	92/21281	A1	Roger E. SUSI	12-10-1992			
	AJ	wo	99/65384	A1	ORSENSE LTD.	12-23-1999			

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Examiner	Date	
Signature	Considered	

^{*} EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.



International Application No PCT/IL 01/00250

CLASSIFICATION OF SUBJECT MATTER PC 7 A61B5/00 A. CLASS According to International Patent Classification (IPC) or to both national classification and IPC **B. FIELDS SEARCHED** Minimum documentation searched (classification system followed by classification symbols) IPC 7 A61B Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched Electronic data base consulted during the international search (name of data base and, where practical, search terms used) EPO-Internal, WPI Data, PAJ C. DOCUMENTS CONSIDERED TO BE RELEVANT Citation of document, with indication, where appropriate, of the relevant passages Relevant to claim No. US 5 827 181 A (DIAS J FLEMING ET AL) 1 27 October 1998 (1998-10-27) column 2, line 45 -column 3, line 44 column 4, line 40 -column 3, line 44 column 4, line 40 -column 5, line 26; tables 1,3US 5 111 817 A (WALLACE WILLIAM D ET AL) AA 1 12 May 1992 (1992-05-12) column 4, line 64 -column 6, line 27 column 11, line 40 -column 12, line 37; tables 1,2 EP 0 227 119 A (NIPPON COLIN CO LTD) AHIA 1 1 July 1987 (1987-07-01) column 11, line 15 -column 14, line 5; table 2 Further documents are listed in the continuation of box C. Patent family members are listed in annex. Special categories of cited documents: *T* later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the "A" document defining the general state of the art which is not considered to be of particular relevance invention earlier document but published on or after the international "X" document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to filing date document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified) involve an inventive step when the document is taken alone "Y" document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the *O* document referring to an oral disclosure, use, exhibition or document is combined with one or more other, such docuother means ments, such combination being obvious to a person skilled document published prior to the international filing date but later than the priority date claimed "&" document member of the same patent family Date of the actual completion of the international search Date of mailing of the international search report 2 August 2001 09/08/2001 Name and mailing address of the ISA Authorized officer European Patent Office, P.B. 5818 Patentlaan 2 NL - 2280 HV Rijswijk Tel. (+31-70) 340-2040, Tx. 31 651 epo nl, Weihs, J Fax: (+31-70) 340-3016

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International Application No PCT/IL 01/00250

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<u> </u>	Jation) DOCUMENTS CONSIDERED TO BE RELEVANT		
Category °	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim N	40.
I A	WO 92 21281 A (SUSI ROGER E) 10 December 1992 (1992-12-10) page 11, line 20 -page 13, line 14; table 2	4	
A A	WO 99 65384 A (FINE ILYA ;ORSENSE LTD (IL)) 23 December 1999 (1999-12-23) cited in the application page 4, line 23 -page 9, line 25; tables 1-3	1,5,17	
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